

June 28, 2023

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on June 28, 2023, 10:02 a.m. Present were Commissioners Christmann, Haugen-Hoffart and Fedorchak.

Minutes

Mr. Christmann: I move the minutes of June 6, 2023, be approved.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Compliance Division

Auctioneer and Auction Clerk Update

Mr. Christmann: I move the Commission acknowledge the issuance of the following new auction licenses, all of which became effective during the months of April and May 2023.

AUCTION CLERK LICENSE

Auction Clerk Name	Location	Effective Date
Kelly Jane Swenseth of Swenseth Law Office, PLLC	Devils Lake, ND	4/18/2023
Absolute Accountant LLC	Bismarck, ND	5/9/2023

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-22-335

Otter Tail Power Company

Transmission Facility Cost Recovery
(2023)

Rates

Mr. Christmann: I move the Commission issue an application fee final refund in the amount of \$9,533.56 in Otter Tail Power Company, Transmission Facility Cost Recovery (2023), Rates, Case No. PU-22-335.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-22-337

Montana-Dakota Utilities Co.

High Density Contracted Demand
Response

Tariff and Rates

Mr. Christmann: I move the Commission issue an application fee final refund in the amount of \$9,667.75 in Montana-Dakota Utilities Company, High Density Contracted Demand Response, Tariff and Rates, Case No. PU-22-337.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-22-366

Montana-Dakota Utilities Co.

Applied Block Chain Office - Dickey
County

Public Convenience & Necessity

Mr. Christmann: I move the Commission issue an application fee final refund in the amount of \$173,380.95 in Montana-Dakota Utilities Co., Applied Block Chain Office – Dickey County, Public Convenience & Necessity, Case No. PU-22-366.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-22-370
Montana-Dakota Utilities Co.
Applied Block Chain Data Processing
Extension
Public Convenience & Necessity

Mr. Christmann: I move the Commission issue an application fee final refund in the amount of \$173,380.95 in Montana-Dakota Utilities Co., Applied Block Chain Data Processing Extension, Public Convenience & Necessity, Case No. PU-22-370.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-23-83
Otter Tail Power Company
Generation Resource Cost Recovery
Rates

Mr. Christmann: I move the Commission adopt the Order in Otter Tail Power Company, Generation Resource Cost Recovery, Rates, Case No. PU-23-83.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-23-170
Montana-Dakota Utilities Co.
2022 Electric
Annual Report

Mr. Christmann: I move the Commission close Montana-Dakota Utilities Co., 2022 Electric, Annual Report, Case No. PU-23-170.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-445
OEE XXXI LLC
Dickinson Diesel Facility Wind Project-
Stark Cty
Siting Application

Mr. Christmann: I move the Commission approve the withdrawal of OEE XXXI LLC's December 3, 2021, application for a certificate of site compatibility and close the case in OEE XXXI LLC, Dickinson Diesel Facility Wind Project-Stark Cty, Siting Application, Case No. PU-21-445.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-22-420
BNI Coal, Ltd.
Renewal No. 8 for Permit BNCR-8106
Application

Mr. Christmann: I move the Commission approve Renewal No. 8 to Surface Coal Mining Permit No. BNCR-8106, held by BNI Coal, Ltd. for the Center Mine, to extend the permit term on the existing permit area for another five years until July 18, 2028, in BNI Coal, Ltd., Renewal No. 8 for Permit BNCR-8106, Application, Case No. RC-22-420.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-23-230
Leonardite Products LLC
Collateral Bond, Permit GRGR-0501
Approval

Mr. Christmann: I move the Commission approve Collateral Bond No. LC-GRGR-0501-06 in the amount of \$427,029.00 covering Surface Coal Mining Permit No. GRGR-0501 held by Leonardite Products, LLC, for the Stony Creek Mine, in Leonardite Products LLC, Collateral Bond, Permit GRGR-0501, Approval, Case No. RC-23-230.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-23-233
Coteau Properties Company
Self Bond and Collateral Bond
Approval

Mr. Christmann: I move the Commission approve the rider that increases the amount of Self-Bond No. SB-9501-1 and approve Collateral Bond No. CB-9501-10 that covers all permits held by the Coteau Properties Company for the Freedom Mine, in Coteau Properties Company, Self Bond and Collateral Bond, Approval, Case No. RC-23-233.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-23-228
Otter Tail Power Company
115kV Substation and Transmission
Line – Walsh & GF
Public Convenience & Necessity

Ms. Haugen-Hoffart: I move the Commission assess a filing fee of \$10,000 and issue a Notice of Opportunity for Hearing in Otter Tail Power Company, 115kV Substation and Transmission Line – Walsh & GF, Public Convenience & Necessity, Case No. PU-23-228.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-23-175
Montana-Dakota Utilities Co.
Natural Gas Distribution Facilities -
Burke County
Public Convenience & Necessity

Ms. Fedorchak: I move the Commission adopt the Order in Montana-Dakota Utilities Co., Natural Gas Distribution Facilities – Burke County, Public Convenience & Necessity, Case No. PU-23-175.

Ms. Haugen-Hoffart: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:10 A.M.


Executive Secretary


RANDY CHRISTMANN, CHAIR